



The City of Lee's Summit

Final Agenda

City Council - Regular Session

Thursday, August 23, 2018

6:15 PM

City Council Chambers

City Hall

220 SE Green Street

Lee's Summit, MO 64063

(816) 969-1000

AMENDED REGULAR SESSION NO. 9

Preliminaries:

- A. Invocation
- B. Pledge of Allegiance
- C. Call to Order
- D. Roll Call

1. Approval of Agenda

2. Approval of Consent Agenda:

Items on the Consent Agenda are routine business matters or proposed ordinances approved unanimously by the Council on First Reading. Consent agenda items may be removed by any Councilmember for discussion as part of the regular agenda.

- A. [2018-2242](#) Human Relations Commission: Appoint Roby Little and Canise Salinas, terms to expire 07-06-21.

3. Council Roundtable

Council Roundtable is reserved for items of general interest, community announcements and other such information. Council may ask for clarification or give direction about agenda items or discuss items of an emerging nature.

4. Public Hearings:

Proposed ordinances considered after a public hearing will be read for the first time and forwarded to a future City Council meeting for second reading, unless deemed to be an emergency as defined in Sec. 3.13(f) of the Lee's Summit Charter. Five affirmative votes are required for approval of second reading.

- A. [2018-1985](#) Public Hearing - Appl. #PL2018-088 - Unified Development Ordinance (UDO) Amendment #67 - Article 5 Zoning Districts, Article 8 Accessory Uses, Article 9 Uses Permitted with Conditions and Article 10 Special Use Permits, to allow in-home massage therapy as a conditional use for a home occupation in the R-1 (Single-family Residential) zoning district; City of Lee's Summit, applicant.

Presenter: Bob McKay, Director of Planning and Special Projects

- 1) [BILL NO. 18-127](#) An Ordinance approving Application #PL2018-088 - Amendment #67 to the Unified Development Ordinance (UDO) - Article 5 Zoning Districts and Article 9 Uses permitted with conditions, allowing in-home massage therapy as a conditional use in the R-1 (Single- Family Residential) zoning district; City of Lee's Summit, applicant.

Presenter: Robert McKay, AICP, Director of Planning and Special Projects

- B. [2018-2037](#) Public Hearing - Appl. #PL2018-089 - Unified Development Ordinance (UDO) Amendment #68 - Article 5 Zoning Districts and Article 9 Uses Permitted with Conditions, to allow indoor climate controlled storage facilities as a permitted use by right in the PI (Planned Industrial) zoning district and a conditional use in the CP-2 (Planned Community Commercial), CS (Commercial Service) and AZ (Airport) zoning districts; and to allow municipal fire stations as a conditional use in all zoning districts; City of Lee's Summit, applicant.

Presenter: Bob McKay, Director of Planning and Special Projects

- 1) [BILL NO. 18-128](#) An Ordinance approving Application #PL2018-089 - Amendment #68 to the Unified Development Ordinance (UDO) - Article 5 Zoning Districts and Article 9 Uses permitted with conditions, to allow indoor climate controlled storage facilities as a permitted use by right in the PI (Planned Industrial) Zoning District and as a conditional use in the CP-2 (Planned Community Commercial, CS (Commercial Service) and AZ (Airport) Zoning Districts; City of Lee's Summit, applicant.

Presenter: Robert McKay, AICP, Director of Planning & Special Projects

- C. [2018-2143](#) Public Hearing - Appl. #PL2018-106 - Unified Development Ordinance (UDO) Amendment #69 - Re-codification of the UDO with a new numbering system; City of Lee's Summit, applicant.

Presenter: Josh Johnson, AICP Assistant Director of Plan Services

- 1) [BILL NO. 18-129](#) An Ordinance to recodify and reformat the Unified Development Ordinance (UDO) AMENDMENT #69, #PL2018-106, City of Lee's Summit, applicant.

Presenter: Josh Johnson, AICP Assistant Director of Plan Services

- D. [2018-2177](#) Continued Public Hearing - Appl. #PL2018-081 - Preliminary Development Plan - Kessler View, generally located at the intersection of SW Kessler Drive and SW Fascination Drive; Inspired Homes, LLC applicant.
(Note: This item is to be CONTINUED to September 20, 2018 per the applicant's request.)

Presenter: Josh Johnson, Assistant Director of Planning Services

5. Public Comments:

Anyone wishing to address the Mayor and Council during Public Comments will be limited to 3 minutes. Each speaker must fill out a Public Comment Card. The Public Comment Cards are located at the entrance of Council Chambers. After completion, the card is to be given to the City Clerk. Please be concise with comments and respect the 3 minute time limit.

6. Resolutions:

- A. [RES. NO. 18-12](#) A Resolution granting the City Council's consent pursuant to City Charter section 3.10(e) to the appointment of Assistant Prosecuting Attorneys for the prosecution of municipal violations of city ordinances before the Lee's Summit Municipal Court.
- Presenter:** Brian Head, City Attorney
- B. [RES. NO. 18-13](#) A Resolution approving the appointment of a director to the board of directors of the I-470 Western Gateway Transportation Development District.
- Presenter:** Mark Dunning, Assistant City Manager

7. Proposed Ordinances Forwarded from Committee:

The following proposed ordinances were considered by a Council Committee and are presented to the Council for two readings and adoption.

- A. [BILL NO. 18-124](#) An Ordinance authorizing the execution of two intergovernmental agreements between the City of Lee's Summit, Missouri and the Missouri Department of Social Services including it's HealthNet Division to permit the city to participate in the Ground Emergency Medical Transportation Uncompensated Cost Reimbursement Program. (F&BC 8-6-18)
- Presenter:** Nancy Yendes, Chief Counsel of Infrastructure and Planning
- B. [BILL NO. 18-125](#) An Ordinance amending section 2-60.22-Rule 2.2 Public Comments of the Code of Ordinances of the City of Lee's Summit, Missouri to provide for a time limit for members of the public wishing to address the City Council of the City of Lee's Summit, Missouri and further providing for the manner to request to speak.
- Presenter:** Brian Head, City Attorney
- C. [BILL NO. 18-126](#) An Ordinance amending Section 2-60.21.-Rule 2.1 Order of Business of the Code of Ordinances of the City of Lee's Summit, Missouri to authorize the Mayor to reorder the agenda to enhance the transaction of business of the City Council and generally aligning the Order of Business with the Charter of the City of Lee's Summit, Missouri and current practice. (City Council Rules Committee 8-7-18)
- Presenter:** Brian Head, City Attorney

8. Proposed Ordinances - First Reading:

The proposed ordinances presented for first reading may include items with a previous hearing; an item brought directly to the City Council without a recommendation from a Council Committee; or, items forwarded from citizen Boards or Commissions. Five affirmative votes are required for approval of second reading.

- A. [BILL NO. 18-130](#) An Ordinance approving the execution of the funding/approval agreement by and between the City of Lee's Summit, Missouri and the U.S. Department of Housing and Urban Development for the 2018-2019 Community Development Block Grant program year.
- Presenter:** Robert McKay, Director of Planning and Special Projects

- B. [BILL NO. 18-131](#) An Ordinance renewing the City of Lee's Summit's procedure for disclosure of potential conflicts of interest and substantial interests for certain municipal officials, pursuant to Sec. 2-75 of the Code of Ordinances for the City of Lee's Summit, Missouri.
Presenter: Brian Head, City Attorney
- C. [BILL NO. 18-132](#) An Ordinance accepting final plat entitled "Park Ridge, 6th Plat, Lots 290-328", as a subdivision to the City of Lee's Summit, Missouri.
Presenter: Ryan Elam, Director of Development Services
- D. [BILL NO. 18-133](#) An Ordinance approving a real estate agreement for the transfer of City property for the I-470 and View High Tax Increment Financing Plan
Presenter: Mark Dunning, Asst. City Manger, Development Services & Communications
- E. [BILL NO. 18-134](#) An Ordinance approving a Funding Agreement between the City of Lee's Summit, Missouri and Streets of West Pryor, LLC and authorizing the Mayor to execute said agreement on behalf of the City.
Presenter: Mark Dunning, Assistant City Manager
- F. [BILL NO. 18-135](#) An Ordinance approving the real estate sale agreement for the sale of City property to Streets of West Pryor, LLC.
Presenter: Mark Dunning, Assistant City Manager

9. Proposed Ordinances - Second Reading:

The proposed Ordinances were advanced from First Reading without a unanimous vote of the City Council.

- A. [BILL NO. 18-116](#) An Ordinance approving a Preliminary Development Plan located on Lot 1 Oldham East Business Park in District CS, proposed Extra Space, Indoor/Outdoor Storage Facility in accordance with the provisions of Unified Development Ordinance, No. 5209 for the City of Lee's Summit, Missouri.
(NOTE: First Reading by Council on August 9, 2018.)
Presenter: Josh Johnson, Assistant Director of Planning Services
- B. [BILL NO. 18-117](#) An Ordinance approving a Special Use Permit for an indoor/outdoor storage facility in district CS on land located on Lot 1 Oldham East Business Park proposed Extra Space, all in accordance with the provisions of Unified Development Ordinance, No 5209, for the City of Lee's Summit, Missouri.
(NOTE: First Reading by Council on August 9, 2018.)
Presenter: Josh Johnson, Assistant Director of Planning Services

- C. [BILL NO. 18-118](#) An Ordinance approving a plan for an Industrial Development Project for Summit Square Residence II, LLC; authorizing the City of Lee's Summit, Missouri to issue taxable Industrial Development Revenue Bonds in a principal amount not to exceed \$48,460,000; and authorizing certain documents and actions in connection therewith.
(NOTE: First Reading by Council on August 9, 2018.)
Presenter: David Martin, Gilmore & Bell PC, Economic Development Counsel for City
Mark Dunning, Assistant City Manager
Brent Miles, NorthPoint Development
- D. [BILL NO. 18-119](#) An Ordinance authorizing the Cash Escrow Deposit Agreement guaranteeing the installation of subdivision improvements for the Hawthorne Ridge Subdivision by and between the City of Lee's Summit, Missouri and Clayton Properties Group, Inc. a Tennessee Corporation.
(NOTE: First Reading by Council on August 9, 2018.)
Presenter: Nancy Yendes, Chief Counsel Infrastructure and Planning
Dawn Bell, Project Manager, Development Services
- E. [BILL NO. 18-120](#) An Ordinance approving a Preliminary Development Plan located at 1401 SW Stoney Brook Circle in District R-1, proposed The Reserve at Stoney Creek subdivision pool in accordance with the provisions of Unified Development Ordinance, No. 5209, for the City of Lee's Summit, Missouri.
(NOTE: First Reading by Council on August 9, 2018.)
Presenter: Joshua Johnson, AICP, Assistant Director of Plan Services

10. Committee Reports

Committee chairs report on matters held in Committee.

11. Council Comments:

(NOTE: Total time for Council Comments will be limited to 5 minutes.)

12. Staff Roundtable

Staff Roundtable is reserved for items of general interest, community announcements and other such information; however, staff may ask for clarification or direction from the council related to items on the agenda or for items of an emergency nature for which insufficient time exists for adding to the agenda.

13. Adjournment

Unless determined otherwise by the Mayor and City Council, no new agenda items shall be considered after 11:00 p.m.

For your convenience, City Council agendas, as well as videos of City Council and Council Committee meetings, may be viewed on the City's Legislative Information Center website at "lsmo.legistar.com"